

# Reddie & Grose

Chartered Patent Agents  
European Patent Attorneys  
Trade Mark Agents

16 Theobalds Road  
London WC1X 8PL

Telephone 01-242 0901  
Fax 01-242 3290  
Fax 01-242 0286  
Telex 25445 Reddie G  
DX 280

## AIRMAIL

Jeffrey H. Ingeman, Esq.,  
Fish & Neave,  
875 Third Avenue,  
New York,  
N.Y. 10022,  
UNITED STATES OF AMERICA

RECEIVED

DEC 04 1989

FISH & NEAVE  
REFERRED TO JH  
NOTED BY JH

David A. Pears M.A.  
John H. Bass B.Sc.  
P. Antony Smith M.A.  
F.A.B. Valentine M.A.  
Richard C. Abnett M.A.  
Paul A. Brereton M.A.  
Keith E. Geering B.A.  
Nicholas S. Marlow B.Sc.  
Linda J. Harland B.Sc.  
J.M. Davies D.Phil.

D.S. Jackson B.Sc.  
J.J. Day B.Sc.  
P.A.D. Lloyd B.Sc.

JHB/JB/30591

21st November, 1989

Dear Jeff,

Bulgarian Patent Application No. 89276  
PM1322  
Our File: 30591

I enclose a translation of a Bulgarian official letter which is  
due for reply by 1st February 1990. NA

The letter is basically formal and is, I suspect, standard. Our  
correspondents do not point out which points are not already  
met in the specification on file. My own suggestions are as  
follows:-

1. I am not sure what "static disclosure" means. Perhaps it  
refers to a structural rather than a functional disclosure  
of the prior art. In a number of East European countries  
it is customary to require identification of the closest  
prior art. The patent numbers of the prior art items on  
pages 1 and 2 were omitted when the specification was  
prepared for foreign filing (apart from the Ellis patent at  
the top of page 2). Perhaps we could identify the closest  
prior art, the disadvantages of which (see paragraph 2.)  
provide the background for the present invention. The item  
coming closest to this requirement seems to be the "fourth  
smoking article" of page 2, which is I suspect one of the  
R. J. Reynolds published applications.
2. It will be seen that Bulgaria employs the "problem and  
solution" approach to patentability.
3. For "volume" read "scope". This paragraph merely requires  
the well-known "statement of invention".
4. I can deal with this, by collecting statements of advantage  
from elsewhere in the specification in a separate section  
preceding the brief description of the drawings.

R. G

- continued....

Patents · Trade Marks · Designs · Design Copyright

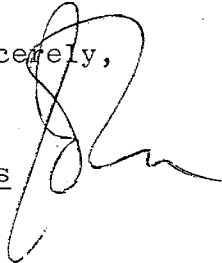
2026478224



5. The present detailed disclosure is more than adequate, although it is suggested that the embodiments should be first described "statically" and then in operation. I will ask our Associates whether the present text does not already meet this requirement to a sufficient extent.
6. The claims have to be in two-part form and omit purely functional statements. We shall need to do something along similar lines in various foreign countries and perhaps to some extent even for the EPO. As a first exercise I enclose a draft of claims in European form. If you can let me have your comments or approval, then I can use the European claims as the basis of non-functional claims for Bulgaria.
7. They already have an abstract, but perhaps it should be rearranged. I can deal with this.

We are also required to file in Bulgaria details of corresponding applications filed in other countries, but this is required by NA 1st December and I am dealing with it at once.

Yours sincerely,

  
J. H. Bass

c.c. Beverly A. Monroe (Philip Morris, Richmond)

2026478225